

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

**RYUAN INVESTMENT  
(HOLDINGS) LIMITED,  
a British Virgin Islands company,**

Plaintiff,

V.

VAPOR CORP., a Nevada Corporation; LOAD AND FOLD dba MAGIC PUFFER, a New Jersey Corporation; GIL CYPHERT, an individual dba NU 1S; JEFFREY ORTH, an individual dba JANTY USA; JANTY USA, LLC, a Texas Limited Liability Company; CN CREATIVE LIMITED, a United Kingdom company; INTELLICIG USA LLC, a Georgia Limited Liability Company; and DOES 1-10, inclusive,

## Defendants.

## AND RELATED COUNTERCLAIMS.

Case No. CV 11-06268 GAF (FFMx)

# ORDER GRANTING STIPULATED CONSENT JUDGMENT AND PERMANENT INJUNCTION

1        By agreement and consent to the terms set forth herein by the parties hereto  
2 Plaintiff Ruyan Investment (Holdings) Limited (“Ruyan”) and Defendant Vapor  
3 Corp. (“Vapor”) (collectively, the “Parties”) as set forth in the Stipulated Judgment  
4 and Permanent Injunction (“Injunction”) between the Parties—and full resolution of  
5 all claims having been reached, this Court hereby, ORDERS, ADJUDGES AND  
6 DECREES THAT:

7        1.        This Court has jurisdiction over the Parties and the subject matter of  
8 this action, and venue is proper in the Central District of California.

9        2.        The Parties have agreed that:

10        3.        Ruyan is the owner of the entire right, title, and interest in and to  
11 United States Patent No. 7,832,410 (“the ’410 Patent”), and all of the claims  
12 thereof, are valid and enforceable; and

13        4.        Vapor sold one or more electronic cigarettes that directly infringed one  
14 or more claims of the ’410 Patent.

15        5.        By stipulation of the Parties, a Permanent Injunction is hereby entered  
16 in the present case, permanently restraining and enjoining Defendant Vapor, its  
17 agents and employees, and all other persons and entities in active concert or  
18 participation with it who receive actual notice hereof by personal service or  
19 otherwise, from infringing, either directly or indirectly, or inducing infringement of  
20 or contributorily infringing any unexpired, valid claim of the ’410 Patent, and from  
21 making, having made, importing, using, selling or offering to sell infringing e-  
22 cigarettes, including but not limited to the Fifty-One Trio of the configuration  
23 shown in Exhibit A of the Injunction.

24        6.        This Injunction shall be deemed to have been served upon Defendant  
25 Vapor at the time of its execution by the Court.

26        7.        The Court shall retain jurisdiction over Vapor to enter such further  
27 orders as may be necessary or appropriate to implement and enforce the provisions  
28 of this Injunction.

1       8. Pursuant to Federal Rule of Civil Procedure 54(b), this Order  
2 constitutes a final judgment in this matter.

3       9. Each side shall bear its own fees and costs of suit.  
4 IT IS SO ORDERED.

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6 DATED: March 1, 2013  
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HON. GARY A. FEES